

# WORKMEN'S COMPENSATION

## CHAPTER 639

HOUSE BILL NO. 1183

(Committee on Industry, Business, and Labor)  
(At the request of the Workmen's Compensation Bureau)

### DEFINITIONS AND ELECTIVE COVERAGE

AN ACT to amend and reenact subsections 5 and 7 of section 65-01-02 and section 65-07-01 of the North Dakota Century Code, relating to definitions of employee and employer and providing for elective coverage.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsections 5 and 7 of section 65-01-02 of the 1979 Supplement to the North Dakota Century Code are hereby amended and reenacted to read as follows:

5. "Employee" shall mean every person engaged in a hazardous employment under any appointment, contract of hire, or apprenticeship, express or implied, oral or written, and:
  - a. Such term shall include:
    - (1) All elective and appointed officials of this state and its political subdivisions, including municipal corporations and including the members of the legislative assembly, all elective officials of the several counties of this state, and all elective peace officers of any city.
    - (2) Aliens.
    - (3) Poor relief workers except such as are engaged in repaying to counties relief moneys which the counties have been compelled by statute to expend for poor relief.
    - (4) Minors, whether lawfully or unlawfully employed; a minor shall be deemed sui juris for the purposes of this title, and no other person shall have any cause of action or right to compensation for any injury to such minor workman, but in the event of the award of a lump sum of compensation

to such minor employee, such sum shall be paid only to the legally appointed guardian of such minor.

b. Such term shall not include:

- (1) Any person whose employment is both casual and not in the course of the trade, business, profession, or occupation of his employer.
- (2) Any person who is engaged in an illegal enterprise or occupation.
- (3) ~~Any executive officer of a business concern shall mean only the president, vice presidents, secretary, or treasurer of a business corporation whose duties are solely those of such executive officer, and if an executive officer also performs duties of a kind generally performed by an employee, such employment is not exempt.~~ The spouse or child of the employer dwelling in the household of the employer.

c. Persons employed by subcontractor, or by an independent contractor operating under an agreement with the general contractor, for the purpose of this chapter shall be deemed to be employees of the general contractor who shall be liable and responsible for the payments of premium for the coverage of these employees until the subcontractor or independent contractor has secured the necessary coverage and paid the premium therefor. This subdivision shall not be construed as imposing any liability upon a general contractor other than liability to the bureau for the payment of premiums which are not paid by a subcontractor or independent contractor.

7. "Employer" shall mean:

- a. The state and all political subdivisions thereof.
- b. All public and quasi-public corporations in this state.
- c. Every person, partnership, association, and private corporation, including a public service corporation.
- d. The legal representative of any deceased employer.
- e. The receiver or trustee of any person, partnership, association, or corporation, having one or more employees as herein defined.

f. The president, vice presidents, secretary, or treasurer of a business corporation.

SECTION 2. AMENDMENT. Section 65-07-01 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-07-01. EMPLOYER, SPOUSE AND CHILDREN OF EMPLOYER, SELF-EMPLOYED, AND VOLUNTEERS MAY SECURE COVERAGE. Any employer, by special contract with the bureau, may secure insurance protection against injuries to his own person or for his own death when such injury or death occurs in the course of his work in an industry in which he has secured such protection against injuries to his employees. Any employer may secure such coverage for that employer's spouse and children living in the same household as the employer. Self-employed persons may contract with the bureau for insurance protection for themselves. In addition, any volunteer organization, not otherwise provided for under this title, may contract with the bureau for such insurance protection for its own members while such members are engaged in the specific activity provided for in such contract.

Approved February 20, 1981

## CHAPTER 640

SENATE BILL NO. 2138  
(Committee on Industry, Business, and Labor)  
(At the request of the Workmen's Compensation Bureau)

**"PERMANENT IMPAIRMENT" AND  
CLAIM FILING TIME LIMIT**

AN ACT to amend and reenact subsection 11 of section 65-01-02, and sections 65-05-07 and 65-09-02 of the North Dakota Century Code, relating to definition of permanent impairment and time for filing a claim.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 11 of section 65-01-02 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

11. "Permanent ~~partial--disability~~ impairment" shall include disfigurement resulting from an injury if such disfigurement diminishes the ability of the employee to obtain employment.

SECTION 2. AMENDMENT. Section 65-05-07 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05-07. INJURED EMPLOYEE GIVEN MEDICAL AND HOSPITAL SERVICE REQUIRED - FURNISHED ARTIFICIAL LIMBS AND APPLIANCES FOR REHABILITATION. Immediately after an injury sustained by an employee and during the resulting period of disability, the fund shall furnish to the employee such medical, surgical, and hospital service and supplies as the nature of the injury may require. If the injury causes permanent ~~partial--disability~~ impairment, the fund, in addition to the specific benefits provided, may furnish such artificial limbs, glasses, braces, equipment, or appliances or provide such rehabilitation services as in the judgment of the bureau may be necessary to rehabilitate such injured employee. The bureau may not provide any permanent additions, remodeling, or adaptations to real estate under this section.

SECTION 3. AMENDMENT. Section 65-09-02 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-09-02. APPLICATION FOR COMPENSATION - HEARING - TIME FOR FILING - PAYROLL REPORT. Any employee whose employer has failed to comply with the provisions of chapter 65-04, who has been injured in the course of his employment, wheresoever such injury has occurred, or his dependents in case death has ensued, in lieu of proceedings against his employer by civil action in court, may file his application with the bureau for an award of compensation in accordance with the terms of this title. All original claims for compensation ~~for--disability--or--death--under--this--chapter--shall--be--made--within--sixty--days--after--such--injury--or--death---For--any--reasonable--cause--shown--the--bureau--may--allow--original--claims--for--disability--or--death--to--be--made--at--any--time--within--one--year~~ shall be filed within one year after the injury or within two years after the death. The bureau shall notify the claimant and the employer that the matter is being processed under this chapter, and thereafter it shall hear and determine such application for compensation in like manner as in other claims before the bureau. The employer shall be required to furnish to the bureau all of such employer's payroll records for the preceding six years.

Approved March 11, 1981

## CHAPTER 641

SENATE BILL NO. 2143  
(Committee on Industry, Business, and Labor)  
(At the request of the Workmen's Compensation Bureau)

## BUREAU'S SUBROGATION INTEREST

AN ACT to amend and reenact section 65-01-09 of the North Dakota Century Code, relating to the bureau's subrogation interest in third party recoveries.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 65-01-09 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-01-09. INJURY THROUGH NEGLIGENCE OF THIRD PERSON - OPTION OF EMPLOYEE - FUND SUBROGATED WHEN CLAIM FILED. When an injury or death for which compensation is payable under provisions of this title shall have been sustained under circumstances creating in some person other than the fund a legal liability to pay damages in respect thereto, the injured employee, or his dependents may claim compensation under this title and proceed at law to recover damages against such other person. The fund shall be subrogated to the rights of the injured employee or his dependents to the extent of fifty percent of the damages recovered up to a maximum of the total amount it has paid or ~~to be paid~~ would otherwise pay in the future in compensation and benefits for the injured employee and the . The bureau's subrogation interest may not be reduced by settlement, compromise, or judgment. The action against such other person may be brought by the injured employee, or his dependents in the event of his death, . Such action shall be brought in his or in his dependents' own right and name and as trustee for the workmen's compensation bureau for the subrogation interest of the bureau. If the injured employee or his dependents do not institute suit within sixty days after date of injury the bureau may bring the action in its own name and as trustee for the injured employee or his dependents and retain as its subrogation interest the full amount it has paid or would otherwise pay in the future in compensation and benefits to the injured employee or his dependents. Within sixty days after both the injured employee and the bureau have declined to commence an action against a third person as provided above, the employer may bring the action in his own name or in the name of the

employee, or both, and in trust for the bureau and for the employee. The party bringing the action may determine if the trial jury should be informed of the trust relationship. If the action is brought by the injured employee or his dependents, or the employer as provided above, the bureau shall pay fifty percent of the costs of the action, exclusive of attorney fee, when such costs are incurred. Should there be no recovery of damages in the action this shall be a cost of the bureau to be paid from the bureau general fund. When there is recovery of damages in the action the costs of the action, exclusive of attorneys fees, shall be prorated and adjusted on the percentage of the total subrogation interest of the bureau recovered to the total recovery in the action. The bureau shall pay attorney fees to the injured employee's attorney from the bureau general fund as follows:

1. Twenty percent of the subrogation interest recovered for the bureau when legal action is not commenced.
2. Twenty-five percent of the subrogation interest recovered for the bureau when action is commenced and settled before judgment.
3. Thirty-three and ~~a---half~~ one-third percent of the subrogation interest recovered for the bureau when recovered through judgment.

The above provisions as to costs of the action and attorney fees is effective only when the injured employee advises the bureau in writing the name and address of his attorney, and that he has employed such attorney for the purpose of collecting damages or of bringing legal action for recovery of damages. If a claimant fails to pay the bureau's subrogation interest within thirty days of receipt of a recovery in a third party action, the bureau's subrogation interest shall be the full amount of the damages recovered, up to a maximum of the total amount it has paid or would otherwise pay in the future in compensation and benefits to the injured employee or his dependents, and no costs or attorney fees will be paid from the bureau's subrogation interest.

Approved March 12, 1981

## CHAPTER 642

SENATE BILL NO. 2158  
(Committee on Industry, Business, and Labor)  
(At the request of the Workmen's Compensation Bureau)

## BURDEN OF PROOF

AN ACT to amend and reenact section 65-01-11 of the North Dakota Century Code, relating to burden of proof in compensation claims.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 65-01-11 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-01-11. BURDEN OF PROOF IN COMPENSATION MATTERS - DEATH CERTIFICATE. If the bureau or an employer shall claim that an employee is not entitled to the benefits of the North Dakota Workmen's Compensation Law by reason of the fact that his injury was caused by the employee's willful intention to injure himself, or to injure another, or by reason of the voluntary intoxication of the employee, the burden of proving such exemption or forfeiture shall be upon the bureau or upon the person alleging the same; however, a blood alcohol level above the legal intoxication limit as defined in subsection 3 of section 39-20-07 shall create a rebuttable presumption that the injury was due to intoxication. Any claimant against the fund, however, shall have the burden of proving by a preponderance of the evidence that he is entitled to participate in the same. In the event of a claim for death benefits the official death certificate shall be considered as evidence of death and may not be used to establish the cause of death.

Approved April 1, 1981

## CHAPTER 643

SENATE BILL NO. 2127  
(Committee on Industry, Business, and Labor)  
(At the request of the Workmen's Compensation Bureau)

## CLAIMS, BENEFITS, AND APPEALS

AN ACT to create and enact a new section to chapter 65-05 of the North Dakota Century Code, relating to penalties for false claims; and to amend and reenact sections 65-05-03, 65-05-04, 65-05-05, 65-05-15, 65-05-17, 65-05-25, and 65-05-26 of the North Dakota Century Code, relating to informing employers of awards, limitation on appeals, payments through other state Acts, aggravation of employment injuries, lump sum settlements, and burial expenses.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF NORTH DAKOTA:

SECTION 1. A new section to chapter 65-05 of the North Dakota Century Code is hereby created and enacted to read as follows:

FILING FALSE CLAIM OR FALSE STATEMENTS - PENALTY. Any claimant who files a false claim or makes a false statement in connection with any claim or accepts total disability benefits paid for a period after the claimant has returned to work is guilty of a class B misdemeanor. In addition to any other penalties provided by law, the claimant shall reimburse the bureau for any benefits paid based upon such false claim or false statement or for such period that the claimant was not totally disabled; and, in addition, shall forfeit any additional benefits relative to that same injury.

SECTION 2. AMENDMENT. Section 65-05-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05-03. JURISDICTION OF BUREAU TO HEAR QUESTIONS WITHIN ITS JURISDICTION - FINALITY OF DETERMINATION. The bureau shall have full power and authority to hear and determine all questions within its jurisdiction, and its decisions, except as provided in chapter 65-10, shall be final and shall be entitled to the same faith and credit as a judgment of a court of record. Before During the period of experience rating, before an award for permanent ~~disability~~ impairment can be made to a claimant, the bureau shall give notification in writing, by registered or certified mail, addressed to the employer of said claimant at his last known address, of their

intention to make such award, outlining reasons and amount of such evaluation and giving the employer ten days in which to file a written protest to such award. If such protest is registered by the employer, the bureau shall set a date of hearing to show cause, if any there be, why such award should not be made, and shall notify the employer of the date set, and the bureau shall order an examination of the claimant on or before the date set for the hearing by a duly qualified physician licensed to practice and practicing his profession in the state of North Dakota, designated by the employer.

SECTION 3. AMENDMENT. Section 65-05-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05-04. BUREAU HAS CONTINUING JURISDICTION OVER CLAIMS PROPERLY FILED. If the original claim for compensation has been made within the time specified in section 65-05-01, the bureau at any time, on its own motion or on application, may review the award, and in accordance with the facts found on such review, may end, diminish, or increase the compensation previously awarded, or, if compensation has been refused or discontinued, may award compensation.

There is no appeal from a bureau decision not to reopen a claim after the bureau's order on the claim has become final.

SECTION 4. AMENDMENT. Section 65-05-05 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05-05. PAYMENTS MADE TO INSURED EMPLOYEES INJURED IN COURSE OF EMPLOYMENT AND TO THEIR DEPENDENTS. The bureau shall disburse the fund for the payment of compensation and other benefits as provided in this chapter to employees, or to their dependents in case death has ensued, who:

1. Are subject to the provisions of this title;
2. Are employed by employers who are subject to this title;  
and
3. Have been injured in the course of their employment.

Where the injury is sustained outside the state of North Dakota and compensation is claimed and received through some other state act no compensation shall be allowed under this title unless such benefits are awarded by another state as a supplement to this state's benefits.

The bureau shall provide such additional coverage, allow such additional time for claims to be filed, and pay such additional compensation and other benefits in excess of the coverage, filing time, and benefits otherwise provided in this title, as may be required by the Federal Coal Mine Health and Safety Act of 1969 and

amendments thereto, for any coal miner, his widow, or dependents who, due to the disability or death of such coal miner as the result of pneumoconiosis, would be entitled to claim benefits under such federal Act; provided, however, that such pneumoconiosis was contracted or aggravated as the result of employment as a coal miner in the state of North Dakota.

The bureau shall adopt such reasonable rules and regulations and enter into such agreements necessary to comply with section 421 of said federal Act.

SECTION 5. AMENDMENT. Section 65-05-15 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05-15. AGGRAVATION OF INJURY OR DISEASE - COMPENSATION AND BENEFITS NOT PAID FOR PREEXISTING CONDITION. Compensation shall not be paid for any condition which existed prior to the happening of a compensable injury nor for any disability chargeable to such condition. In case of aggravation of a condition existing prior to a compensable injury and in case of the aggravation of a compensable injury by a nonemployment injury, compensation, medical or hospital expenses, or death benefits, shall be allowed by the bureau and paid from the fund only for such proportion of the disability, death benefits, or expense arising from the aggravation of such prior condition as reasonably may be attributable to such compensable injury. If the degree of aggravation cannot be determined, the percentage award shall be fifty percent of total benefits recoverable if one hundred percent of the injury had been the result of employment. But any compensation paid on the basis of aggravation shall not be less than ten dollars per week unless the actual wages of claimant shall be less than ten dollars, in which event the actual wages shall be paid in compensation. However, in case of death due to an employment-aggravated condition, burial expenses and special benefits shall be paid in full pursuant to sections 65-05-17 and 65-05-26.

SECTION 6. AMENDMENT. Section 65-05-17 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05-17. WEEKLY COMPENSATION ALLOWANCES FOR DEATH CLAIMS. If death results from an injury under the conditions specified in section 65-05-16, the fund shall pay to the following persons, for the periods specified, a weekly compensation:

1. To the spouse or guardian of the orphaned child or children of the decedent, an amount equal to two-thirds of the weekly wage of the deceased, not to exceed ~~ninety~~ one hundred five dollars per week, until the death or remarriage of the spouse; or, in the case of a guardian, until the orphaned child or children of the decedent reach the age of eighteen; or, if such child or children are incapable of self-support, until they are capable of self-

support. Where there is more than one orphaned child of a decedent, death benefits shall be divided equally among guardians. In no case shall total death benefits be less than ten dollars per week.

2. To each surviving dependent child or issue of said deceased employee born within ten months after the employee's date of death, the amount of seven dollars until such child dies, marries, or reaches the age of eighteen years or if such child is incapable of self-support until it becomes capable of self-support. The bureau, in its discretion, may make such payment directly to such surviving child or issue of the deceased employee or to the surviving parent or guardian of such child or issue.

In addition to the awards herein, the commissioners shall make an award in the sum of three hundred dollars to the spouse or guardian of the orphaned child or children of the deceased and one hundred dollars for each dependent child. Where there is more than one guardian of orphaned children, the three hundred dollars shall be divided equally among such guardians.

SECTION 7. AMENDMENT. Section 65-05-25 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05-25. LUMP SUM SETTLEMENT - GRANTED IN DISCRETION OF BUREAU - HOW COMPUTED. ~~In case of death, permanent total disability, or permanent impairment, the~~ The bureau, if it determines it is in the best interest of the claimant, may pay a lump sum equal to the present value of all future payments of compensation ~~computed at two and one-half percent discount compounded annually~~ or a lump sum stipulated to by the claimant after an opportunity to seek legal counsel. The probability of the beneficiary's or claimant's death before the expiration of the period during which he is entitled to compensation shall be determined by reference to generally accepted mortality studies. In case of the spouse of a deceased employee, the lump sum shall not exceed compensation for four hundred sixteen weeks and the probability of the happening of any other contingency affecting the amount or duration of the compensation shall be disregarded. If at the expiration of a period for which lump sum settlement was made hereunder the claimant is still alive and has not remarried, the bureau, in its discretion, may again assume liability and resume pension payments. The bureau may also grant a partial lump sum settlement, based upon the same computations as the complete lump sum. Any decision of the bureau rendered under this section may be appealed to the district court as provided for in chapter 65-10, and the district court shall render its decision sustaining the decision of the bureau, reversing it, or remanding it back to the bureau with instructions.

SECTION 8. AMENDMENT. Section 65-05-26 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05-26. BUREAU BURIAL EXPENSES. If death results from an injury within six years, the fund shall pay to the personal representatives of the deceased employee burial expenses not to exceed ~~one~~ two thousand dollars.

Approved April 8, 1981

## CHAPTER 644

HOUSE BILL NO. 1522  
(B. Larson)

## REHABILITATION ALLOWANCE

AN ACT to amend and reenact section 65-05.1-06 of the North Dakota Century Code, relating to workmen's compensation rehabilitation allowances.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 65-05.1-06 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05.1-06. REHABILITATION ALLOWANCE. In the event of a contract as provided in section 65-05.1-05, the bureau, in lieu of temporary total, temporary partial, and permanent total, ~~and compensation-for-death~~ benefits may award a rehabilitation allowance to any claimant in order to effect the purpose of the contract. The rehabilitation allowance shall be limited to the amount and purpose specified in the rehabilitation contract but shall not exceed an amount equal to the same amount of weekly compensation and dependent benefits that the claimant is entitled to receive plus twenty-five percent. In the event the claimant successfully concludes the terms of the contract, additional awards, not to exceed a total of five thousand dollars for the life of the claimant, regardless of any subsequent claim, can be made for the actual expenses of relocation or remodeling of living and business facilities as the claimant's condition may require.

Approved March 3, 1981

## CHAPTER 645

SENATE BILL NO. 2228  
(Senator Lashkowitz)  
(Representatives Gorder, Retzer)

## SUPPLEMENTARY BENEFITS

AN ACT to amend and reenact sections 65-05.2-02 and 65-05.2-03 of the North Dakota Century Code, relating to the amount of supplementary workmen's compensation benefits and payment from the supplementary benefit fund; and providing that the premium rate may not be increased during the 1981-1983 biennium.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 65-05.2-02 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05.2-02. SUPPLEMENTARY BENEFITS - AMOUNT. If a claimant was eligible for the maximum permanent total disability or death benefits in effect at the time of injury, supplementary benefits are ~~twenty~~ twenty-five percent of the difference between the amount of benefits which the claimant is receiving and the maximum amount of benefits in effect on July 1, 1975. Supplementary benefits for a claimant who was eligible for less than the maximum permanent total disability or death benefits in effect at the time of the injury shall be ~~twenty~~ twenty-five percent of the difference between the amount of benefits the claimant is receiving and the benefits in effect on July 1, 1975, in the same proportion as the claimant's present benefits bear to the maximum benefits in effect at the time of injury.

SECTION 2. PREMIUM RATE NOT TO BE INCREASED. During the period of July 1, 1981, through June 30, 1983, the bureau shall not effectuate any increase to base premium to any employer as the result of the increase in benefits provided by section 1 of this Act. Rate adjustment required as the result of other benefit increases provided by law or due to other increased costs or based on actuarial studies or merit rating shall not be limited by this section.

SECTION 3. AMENDMENT. Section 65-05.2-03 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05.2-03. PAYMENT OF SUPPLEMENTARY BENEFITS FROM THE SUPPLEMENTARY BENEFIT FUND. The payment of supplementary benefits to eligible recipients shall be made by the bureau from the supplementary benefit fund. If the supplementary benefit fund is inadequate to pay the full amount of supplementary benefits to an eligible recipient, the levels of supplementary benefits shall be prorated for all eligible recipients. The bureau shall not be required to provide a reserve in the fund to pay liability incurred as a result of such supplementary benefits.

Approved April 8, 1981

## CHAPTER 646

SENATE BILL NO. 2170  
(Committee on Industry, Business, and Labor)  
(At the request of Workmen's Compensation Bureau)

## CRIME VICTIMS REPARATIONS

AN ACT to amend and reenact section 65-13-04.1 of the North Dakota Century Code, relating to inmates who are crime victims.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 65-13-04.1 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-13-04.1. NO AWARD PAID TO INMATES. No award of any kind shall be made under this chapter to a victim convicted of a crime and injured while confined in any state, county, or city jail, prison, or other correctional facility.

Approved March 6, 1981